

April 20, 2016

The regular meeting of the Everett City Council was called to order at 6:30 p.m., April 20, 2016, in the City Council Chambers of the William E. Moore Historic City Hall, Council President Murphy presiding. Upon roll call, it was found that Mayor Stephanson and Council Members Roberts, Murphy, Franklin, Bader, Stonecipher, and Tuohy were present. Council Member Moore was excused.

Council Member Tuohy led the Pledge of Allegiance.

The minutes of the April 13, 2016, City Council meeting were approved as printed.

MAYOR

OATH – POLICE OFFICER

Moved by Council Member Bader, seconded by Council Member Tuohy, to concur with the appointment of Alex Lever as a new police officer.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

The Deputy City Clerk administered the oath of office and Mayor Stephanson presented the officer with his badge.

Mayor Stephanson spoke about a letter he sent to Governor Inslee regarding vetoing several provisions of the 2016 Supplemental Operating Budget (ESHB 2376). The Mayor commented on his business trip to Washington, D.C. Mayor Stephanson provided an update on Washington State University's expansion in Everett.

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COUNCIL

Council Member Roberts spoke about a letter he sent to Dow Constantine, the Sound Transit board chair, recommending a different configuration of the Sound Transit (ST3) proposal. He also invited citizens to attend a workshop about the Sound Transit 3 (ST3) proposal to be held at Everett Station on April 25, 2016, 5:30 p.m. to 7:30 p.m., and to submit comments by visiting the Sound Transit web site: www.soundtransit3.org.

President Murphy asked if the Council should consider taking an action to address the ST3 proposal.

Mayor Stephanson and Council Member Roberts suggested waiting and considering the action in the future.

Council Member Tuohy provided a liaison report on her attendance at the Library Board meeting last evening.

Council Member Franklin provided a liaison report on her attendance at the Community Streets Initiative Task Force meeting last evening. She encouraged citizens to watch the full meeting.

President Murphy provided a liaison report on his attendance at the Police Pension Board meeting earlier today. He also informed the Council that the concern, raised by Council Member Stonecipher regarding the presence of two rideshare services in a community, Lyft and Uber, is being addressed by the City Attorney's office. President Murphy asked the City Attorney's office to report back to the Council within a month.

ADMINISTRATION UPDATE ON PRIOR BUSINESS

Debra Bryant, Administration, asked Tim Miller, Traffic Engineering, to provide information about traffic impacts associated with the Southwest Everett Industrial Area Project (BSP 15-003).

Tim Miller provided a brief overview of the traffic study related to the project.

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Considerable discussion ensued.

President Murphy asked staff to provide the Council with an update about the public comment period, follow-up process, and decision timeframe.

Debra Bryant, Administration, stated that the Planning Department will report back to the Council with that information.

Mayor Stephanson stated that the Planning Department is working with the developer on alternative structure design.

CITY ATTORNEY

City Attorney Iles had no comments.

CITIZEN COMMENTS

Jackie Minchew, Everett, spoke about climate change and climate activism.

Gary Watts, Everett, recognized the efforts of city staff in resolving the homelessness issues on Smith Street, and he offered suggestions for additional actions.

Laura Genin, Everett, spoke about the downtown historic area problems and suggested implementing additional fire inspection requirements.

Mayor Stephanson stated that city staff is addressing these problems and the Council will receive an update within 60 days.

Council Member Stonecipher inquired about the enforcement piece of the minimum maintenance ordinance and implementing sprinkler system requirements for old buildings.

Debra Bryant, Administration, stated staff will report back to the Council.

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President Murphy inquired about inspections for fire safety violations of old buildings.

Eric Hicks, Fire Department, provided information regarding the fire inspection process and the inventory of old buildings in Everett.

COUNCIL BRIEFING AGENDA:

Library Update.

Presented by Ann Morgan, Library Board President

Council Member Tuohy proposed the discussion about the planning process for possible expansion of the Evergreen Branch of the Everett Public Library be referred to the General Government Subcommittee.

Considerable discussion ensued.

Mayor Stephanson stated that preliminary work will be done by staff and information will be presented to the Council.

COUNCIL BILL 1604-16

FIRST READING:

AN ORDINANCE relating to the Inchoate Crimes of Criminal Attempt, Criminal Solicitation, and Criminal Conspiracy, amending and adding a new section to Ordinance No. 1145-85, as amended (Chapter 10.10 EMC)

Presented by Hill Kaman, Legal

COUNCIL BILL 1604-17

FIRST READING:

AN ORDINANCE creating a Special Construction Fund entitled "Main Library-Window Replacement," Fund 342, Program 019,

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authorizing the design and construction to replace the existing wood windows

Presented by Chris Lark, Facilities

COUNCIL BILL 1604-18

FIRST READING:

AN ORDINANCE closing a Special Improvement Project entitled "Pedestrian Signals at Casino Road and Rucker Avenue," Fund 303, Program 086, as established by Ordinance No. 3160-09

Presented by Dave Davis, Public Works

COUNCIL BILL 1604-19

FIRST READING:

AN ORDINANCE closing a Special Improvement Project entitled, "Evergreen Way and Pecks Drive – Intersection Safety," Fund 303, Program 099, as established by Ordinance No. 3321-13

Presented by Dave Davis, Public Works

PROPOSED ACTION ITEMS:

RESOLUTION – MULTIPLE FAMILY PROPERTY TAX EXEMPTION

Adopt the Resolution declaring the City's intention to designate a portion of the Waterfront Place Urban Center under the Multiple Family property Tax Exemption provisions of R.C.W. Chapter 84.14 and setting May 11, 2016, as the date of the public hearing.

CONSENT ITEMS:

Moved by Council Member Bader, seconded by Council Member Franklin, to approve the following consent items:

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RESOLUTION - CLAIMS

To adopt Resolution No. 6973 acknowledging the payment of audited and approved claims against the City of Everett in the amount of \$4,350,534.14 for the period of April 2, 2016, through April 8, 2016.

RESOLUTION - PAYROLL

To adopt Resolution No. 6974 acknowledging payment of audited and approved payroll claims against the City of Everett in the amount of \$3,691,393.50 for the period ending April, 2016.

BID CALL – NORTH WETLAND COMPLEX PROJECT

To authorize a Call for Bids for the Riverfront Development – North Wetland Complex Project, to construct wetland enhancements.

JOB COMPLETE – 2811 WAREHOUSE CONVERSION PROJECT

To authorize the Mayor to sign the Certificate of Completion of the 2811 Warehouse Conversion Project with Rod McConkey Construction in the amount of \$546,516.97 including Washington State sales tax.

STREET CLOSURE – HALF MARATHON AND 10K

Authorize the closure of various streets at Rotary Park on May 8, 2016, 8 a.m. to 1 p.m. for a half marathon and 10K sponsored by the Snohomish Running Company.

STREET CLOSURE – PROJECT HOMELESS CONNECT

Authorize the closure of Wetmore Avenue, between 24th and 25th streets on July 14, 2016, 6 a.m. to 6 p.m. for a Project Homeless Connect sponsored by the United Way of Snohomish County.

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STREET CLOSURE – SCHOOL WALK-A-THON

Authorize the closure of Hoyt Avenue between 25th and 26th Streets on April 29, 2016, 12 p.m. to 3 p.m., for a school walk-a-thon sponsored by the Immaculate Conception and Our Lady of Perpetual Help School.

STREET CLOSURE – FUND RAISER FOR a 4Th OF JULY FIREWORKS FUND

Authorize the closure of Rockefeller Avenue between California Avenue and Hewitt Avenue from July 3, 2016, 7 a.m., to July 4, 2016, 2 a.m., for a Fund Raiser for a 4th of July Fireworks Fund sponsored by the Snohomish Artist Guild.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

PUBLIC HEARING – 2016 CDBG ANNUAL ACTION PLAN

Council Member Franklin recused herself from participating in any discussion and decision making involving this item. She stated that she is employed by Cocoon House, and there could be a conflict of interest.

Council Member Franklin left the council chambers at 7:48 p.m.

President Murphy opened a public hearing regarding a proposed resolution concerning the 2016 Community Development Block Grant Annual Action Plan and allocations of CDBG, HOME, and 2060 Housing Trust Funds and amendments to the 2015-2019 Consolidated Plan.

Becky Ableman McCrary, Planning, stated that information that shows a connection between the CDBG annual action plan and the Everett Community Streets Initiative program was provided to the Council.

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Council President Murphy invited public comment.

There were no citizens who wished to speak.

Moved by Council Member Roberts, seconded by Council Member Bader, to close the public hearing.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

RESOLUTION – 2016 CDBG ANNUAL ACTION PLAN

Moved by Council Member Roberts, seconded by Council Member Tuohy, to adopt Resolution No. 6975 concerning the 2016 Community Development Block Grant Annual Action Plan and allocations of CDBG, HOME, and 2060 Housing Trust Funds and amendments to the 2015-2019 Consolidated Plan.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

Council Member Franklin returned to the council chambers at 7:50 p.m.

ACTION ITEMS:

AGREEMENT – SMALL WORKS AND CONSULTING SERVICES
ROSTERS

Moved by Council Member Roberts, seconded by Council Member Tuohy, to authorize the Mayor to sign Washington Public Agency contracts with Municipal Research Services Center of Washington for the use of a shared Small Works and Consulting Services roster.

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Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

SETTLEMENT – TORT CLAIM WITH ROBB / DUNN

Moved by Council Member Bader, seconded by Council Member Franklin, to approve the Tort Claim Settlement with Robb / Dunn, 2216 Main Street SE, in the amount of \$124,561.16.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

COUNCIL BILL 1603-15

THIRD AND FINAL READING:

AN ORDINANCE relating to Drug Paraphernalia and Marijuana, repealing Ordinance 1653-89, Section 8 (Chapter 10.35.080 EMC)

Moved by Council Member Franklin, seconded by Council Member Stonecipher, that this is declared to be the third and final reading of Council Bill No. 1603-15, and the city clerk is directed to call the roll for the final disposition of the ordinance.

AYES: Roberts, Murphy, Franklin, Bader, Stonecipher, and
Tuohy
NAYS: None
EXCUSED: Moore

Ordinance No. 3490-16 adopted.

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AGREEMENT AMENDED – LAKE CHAPLAIN ROAD CULVERT
REPLACEMENT PROJECT

Moved by Council Member Bader, seconded by Council Member Franklin, to authorize the Mayor to sign Amendment No. 1 to the Professional Services Agreement with Geo Engineers for the Lake Chaplain Road culvert replacement project in an amount not to exceed \$102,685.00.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

AGREEMENT – CHAPLAIN CREEK CULVERTS REPLACEMENT
PROJECT

Moved by Council Member Bader, seconded by Council Member Stonecipher, to authorize the Mayor to sign the Professional Services Agreement with Landau Associates, Inc. for the Chaplain Creek culverts replacement project in an amount not to exceed \$15,610.00.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

AGREEMENT – FENCING AND GATE PROJECT

Moved by Council Member Bader, seconded by Council Member Franklin, to authorize the Mayor to sign the Interlocal Agreement with the Alderwood Water and Wastewater District for payment of a fencing and gate project.

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Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

AGREEMENT AMENDED – SANITARY SEWER LIFT STATION
IMPROVEMENTS PROJECT

Moved by Council Member Roberts, seconded by Council Member Bader, to authorize the Mayor to sign Change Order No. 4 with McClure & Sons, Inc. for the Riverfront Development Sanitary Sewer Lift Station Improvements Project in the amount of \$54,899.63 plus Washington State sales tax.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

AGREEMENT AMENDED – EQUIPMENT LOAN FOR TGE PUBLIC
SAFETY FAIR

Moved by Council Member Bader, seconded by Council Member Stonecipher, to authorize the Mayor to sign the Snohomish County Fire District # 3 Equipment Loan Agreement for the Public Safety Fair on April 23, 2016, at no cost to the City.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

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The City Council meeting adjourned at 7:54 p.m.



Deputy City Clerk

Read and approved as printed.



Council President